THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 16605 of 2005

DATED:02-12-2005

Between:

P.Hemanth S/o.Janakiramaiah
Secretary,.Sujatha House Keeping & Security Services, D.No.19-10-74/B,

New Indira NagarTirupati, Chittoor Dist., A.P.

..... PETITIONER

AND

The Superintendent, ESI Hospitals, Avilala
Tirupati Rural, Chittoor District

. ....RESPONDENT

THE HONOURABLE MS.JUSTICE ROHINI

W.P.NO.16605 OF 2005

ORDER:

This writ petition is filed seeking Writ of Mandamus restraining the respondent-the Superintendent, ESI Hospitals, Avilala, Tirupathi Rural, Chittoor District, from removing the petitioner from house keeping service of the hospital as arbitrary and illegal.

The petitioner claims to be the Secretary of Sujatha House Keeping & Security Services .It is stated that the petitioner is attending house keeping service of the ESI hospital from May,2005 onwards and he has undertaken the work on oral instructions by the respondent till a contractor is appointed on regular basis. It is alleged that the respondent is trying to remove the petitioner at the instance of a political party. Hence this writ petition.

Even according to the petitioner, he was orally instructed to undertake the work till a contractor is appointed on regular basis. There is nothing on record to indicate that the petitioner acquired any legally enforceable right to continue in the House Keeping Service in question. It is also clear from the averments in the affidavit filed in support of the writ petition that as on the date of filing of the writ petition, there was no order as such by the respondent removing the petitioner, but the petitioner was only apprehending that the respondent may remove him from the service. Nothing has been placed before this court to show that the alleged action of the respondent is in violation of any statutory provision.

Hence, no Writ of Mandamus can be issued as prayed for. The Writ Petition is misconceived and accordingly dismissed. No costs.

02-12-2005

Stp